

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1377

Page 1, line 3, replace "; and to amend and reenact section 44-08-01 of the North Dakota Century" with "and rejection of bids."

Page 1, remove line 4

Page 1, remove lines 6 through 23

Page 2, remove lines 1 through 16

Page 2, replace lines 19 through 27 with:

"State contracts - Performance of work outside the United States - Notice - Preference.

1. A vendor submitting a bid or proposal to provide services for a state agency, department, or institution shall include a statement in the bid or proposal indicating whether the services covered by the bid or proposal will be performed in the United States.
2. If, during the term of a contract with a state agency, department, or institution, a contractor or subcontractor intends to transfer work under the contract outside the United States, the contractor or subcontractor shall provide written notice to the agency, department, or institution within ninety days before the intended transfer or within such time as specified by the contract that the work is being transferred outside the United States. The notice must include a summary of the work that will be performed outside the United States and a disclosure of the location where the work will be performed. The contracting agency, department, or institution shall respond in writing within thirty days of the receipt of the notice of intent to transfer the work, stating its approval or disapproval of the intended transfer. If the contracting agency, department, or institution does not approve the request to allow the transfer, the agency, department, or institution may terminate the contract.
3. If two or more bids or proposals are received that are substantially equal, the office of management and budget or any other state agency, department, or institution authorized to accept bids for any service shall give preference to a bidder that indicates that the work will be performed in the United States.
4. The office of management and budget or any other state entity authorized to accept bids for any service may reject the bid of a bidder that indicates that the work will be performed outside the United States if it appears to be in the best interest of the state to have the work performed within the United States."

Renumber accordingly